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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/645,934

Art Unit: 1624

Filed: August 21, 2003

Examiner: K. Habte

1st Inventor: K. Kato

Allowed:

For: Amine Compounds, Their Production and Use

Batch:

Atty. Dkt. No. 2444 US2P

Paper No.:

Election of Claims

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement mailed August 4, 2005, Applicants hereby elect to prosecute the aspects of the invention set forth in the claims of Group IV with traverse. No amendment of inventorship is necessitated by this election.

Applicants make their election with traverse because they believe that claim 36, currently classified in Group VI, should be prosecuted with the claims classified in Group IV. This is so because claims 31-34, directed to pharmaceutical compositions, have been included in Group IV. Since claim 36 is directed to a method of making compositions, Applicants assert that it should be prosecuted together with the claims of Group IV.

Applicants also provisionally elect the species of Example 47, (+)-6-(4-biphenyl)methoxy-2-[2-(N,N-dimethylamino)ethyl]tetralin hydrochloride found on pages 163 and 164 of the specification.



Early allowance of the claims is requested. Should the Examiner believe that a conference with Applicants' attorney would advance prosecution of this application, the Examiner is respectfully invited to call Applicants' attorney at the number below.

Respectfully submitted,

Date: August 29, 2005

(847) 383-3391

(847) 383-3372

Elaine M. Ramesh
Elaine M. Ramesh, Ph.D., Reg. No. 43,032
Mark Chao, Ph.D., Reg. No. 37,293
Attorney for Applicants
Customer No. 23115

Takeda Pharmaceuticals North America, Inc.
Intellectual Property Department
475 Half Day Road
Lincolnshire, IL 60069 USA

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**TRANSMITTAL
FORM**

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Total Number of Pages in This Submission

5

Application Number

10/645,934

Filing Date

August 21, 2003

First Named Inventor

K. Kato

Art Unit

1624

Examiner Name

K. Habte

Attorney Docket Number

2444 US2P

ENCLOSURES (Check all that apply)☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/
Incomplete Application☐Reply to Missing Parts
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

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Request for Refund

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CD, Number of CD(s) _____

☐ Landscape Table on CD☐

After Allowance Communication to TC

☐Appeal Communication to Board
of Appeals and Interferences☐Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please identify
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Firm Name

Signature

Elaine M. Ramesh

Printed name

Elaine M. Ramesh

Date

8/29/05

Reg. No.

43,032

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